IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc. No.25273-M of 2007
Date of Decision:- 22.05.2007

Jafrudin ....Petitioner(s)

through
Mr.Jagdish Manchanda, Advocate

vs.

State of Haryana ....Respondent(s)

through
Mr.Tarun Aggarwal, Sr.DAG, Haryana.

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CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

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1) Whether Reporters of the local papers may be allowed to see the judgment?
2) To be referred to the Reporters or not?
3) Whether the judgment should be reported in the Digest?

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SURYA KANT, J. (ORAL)

The prayer in this petition is to release the petitioner on regular bail in case F.I.R.No.261 dated 21.11.2006 under Sections 342, 323, 506, 376, 34 IPC registered at Police Station Hathin, District Mewat.

The aforesaid FIR has been registered on a complaint made by Sameena wife of Badrudin.

Though in the F.I.R., it is alleged that the petitioner "gagged" the mouth of the complainant and "forcibly teased her", however, there appears to be no specific allegations of committing rape.

The petitioner was arrested on 1.12.2006 and is in custody since then. The investigation is complete and the challan has already been presented. Conclusion of trial will take considerably long period.

It also appears from the record that the parties are closely related and there are cross-cases pending between them.

After hearing learned counsel for the parties and without expressing any views on the merits of the case lest it should prejudice either of them; this petition is allowed, the petitioner is directed to be released on bail to the satisfaction of the Chief Judicial Magistrate, Gurgaon.

May 22, 2007 **(SURYA KANT)**
poonam **JUDGE**